

REFERENCE TITLE: business development program; minorities; women

State of Arizona  
House of Representatives  
Forty-seventh Legislature  
Second Regular Session  
2006

## **HB 2799**

Introduced by

Representatives Burton Cahill, Aguirre A, Senator Mitchell:  
Representatives Downing, Groe, Hershberger, Kirkpatrick, Knaperek,  
Konopnicki, Lopes, Lujan, McClure, McCune Davis, Meza, Miranda B, Reagan,  
Rios P, Senator Hellon

AN ACT

AMENDING SECTION 41-1504, ARIZONA REVISED STATUTES; RELATING TO THE  
DEPARTMENT OF COMMERCE.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:  
2       Section 1. Section 41-1504, Arizona Revised Statutes, is amended to  
3 read:

4           41-1504. Department powers and duties

5           A. The department shall:

6           1. Formulate policies, plans and programs designed to encourage  
7 orderly planning and stimulate economic activity and the development and use  
8 of solar energy in this state and to effectuate this chapter.

9           2. Stimulate and encourage all local, state, regional and federal  
10 governmental agencies and all private persons and enterprises that have  
11 similar and related objectives and purposes, cooperate with the agencies,  
12 persons and enterprises and correlate department plans, programs and  
13 operations with those of the agencies, persons and enterprises.

14           3. Conduct research on its own initiative or at the request of the  
15 governor, the legislature or state or local agencies pertaining to any  
16 department objectives.

17           4. Provide information and advice on request of any local, state or  
18 federal agencies, private persons and business enterprises on matters within  
19 the scope of department activities.

20           5. Consult with and make recommendations to the governor and the  
21 legislature on all matters concerning department objectives.

22           6. Make annual reports to the governor and the legislature on its  
23 activities, its finances and the scope of its operations.

24           7. Undertake a comprehensive research program designed to:

25           (a) Establish the department as the central repository and  
26 clearinghouse for all data relating to this state's economy, energy and other  
27 resources as they relate to economic planning and development.

28           (b) Maintain a current inventory of the resources of this state.

29           (c) Investigate potential opportunities for the development of energy,  
30 industry and other commerce throughout this state.

31           8. Promote and encourage the location of new business in this state as  
32 well as the maintenance and expansion of existing business in this state.  
33 Such programs shall include a special focus on fostering the recruitment and  
34 development of industries in the nonmetropolitan communities in this state.

35           9. Receive, administer and disburse federal energy monies for energy  
36 programs ~~which~~ THAT benefit this state.

37           10. Determine and collect registry fees for the administration of the  
38 allocation of federal tax exempt industrial development bonds and student  
39 loan bonds authorized by the department. Such monies collected by the  
40 department shall be deposited, pursuant to sections 35-146 and 35-147, in a  
41 department bond fund. Monies in the fund ~~shall~~, subject to annual  
42 appropriation by the legislature, SHALL be used by the department to  
43 administer the allocations provided in this paragraph and are exempt from  
44 section 35-190.

1       11. Determine and collect security deposits for the allocation, for the  
2 extension of allocations and for the difference between allocations and  
3 principal amounts of federal tax exempt industrial development bonds and  
4 student loan bonds authorized by the department. Security deposits forfeited  
5 to the department shall be deposited in the state general fund.

6       12. Encourage the development, use and conservation of solar energy and  
7 other renewable energy sources.

8       13. Establish and oversee the operations of export and import trade and  
9 tourism offices in the Far East, the Republic of Mexico and Europe for the  
10 purpose of expanding export trade opportunities for businesses and industries  
11 located in Arizona if after research the department determines that such  
12 establishment and oversight are feasible.

13       14. Establish and oversee the operations of a part-time export and  
14 import trade and tourism office in Japan if an office has not been  
15 established in Japan pursuant to paragraph 13 of this subsection and a  
16 part-time export and import trade and tourism office in Canada for the  
17 purpose of expanding export trade opportunities for businesses and industries  
18 located in this state if the department determines that such establishment  
19 and oversight are feasible.

20       15. On or before the conclusion of each calendar quarter, report to the  
21 governor, the president of the senate and the speaker of the house of  
22 representatives on the activities of the department relating to economic  
23 planning and development. The report shall include the status of the  
24 long-range strategic plan.

25       16. Establish a ~~minority and women-owned~~ business development program  
26 FOR MINORITIES, WOMEN AND PERSONS WITH DISABILITIES to promote the economic  
27 development of ~~minority and women-owned~~ business enterprises THAT ARE OWNED  
28 BY MINORITIES, WOMEN OR PERSONS WITH DISABILITIES. The program shall provide  
29 data relating to ~~minority and women-owned~~ businesses THAT ARE OWNED BY  
30 MINORITIES, WOMEN AND PERSONS WITH DISABILITIES and shall promote utilization  
31 and development of the state's minority, ~~and~~ women AND DISABLED  
32 entrepreneurs.

33       17. Establish a small business advocate office to promote the creation,  
34 growth and vitality of Arizona small businesses and to act as an advocate for  
35 small business interests before the governor, legislature and state agencies  
36 as well as the community at large.

37       18. Cooperate with the Arizona-Mexico commission in the governor's  
38 office and with researchers at universities in this state to collect data and  
39 conduct projects in the United States and Mexico on issues that are within  
40 the scope of the department's duties and that relate to quality of life,  
41 trade and economic development in this state in a manner that will help the  
42 Arizona-Mexico commission to assess and enhance the economic competitiveness  
43 of this state and of the Arizona-Mexico region.

44       19. Through its clearinghouse on grant information, maintain data  
45 regarding grants awarded by state agencies and universities. On or before

1 December 1 of each year, each state agency and university shall submit a  
2 report to the department that includes information about each grant awarded  
3 by the state agency or university in the preceding fiscal year. The  
4 information shall include the amount of each grant, the recipient of each  
5 grant and the purpose of each grant.

6 20. Be the state registration agency for apprenticeship functions  
7 prescribed by the federal government.

8 B. The department, through the director, may:

9 1. Employ administrative, secretarial and clerical assistants and  
10 contract for the services of outside advisers, consultants and aides  
11 reasonably necessary or desirable to enable the department to adequately  
12 perform its duties.

13 2. Contract and incur obligations reasonably necessary or desirable  
14 within the general scope of department activities and operations to enable  
15 the department to adequately perform its duties.

16 3. Utilize any media of communication, publication and exhibition in  
17 the dissemination of information, advertising and publicity in any field of  
18 its purposes, objectives or duties.

19 4. Adopt rules deemed necessary or desirable to govern its procedures  
20 and business.

21 5. Contract with other agencies in furtherance of any department  
22 program.

23 6. Use monies, facilities or services to provide matching  
24 contributions under federal or other programs which further the objectives  
25 and programs of the department.

26 7. Accept gifts, grants, matching monies or direct payments from  
27 public or private agencies or private persons and enterprises for the conduct  
28 of programs ~~which~~ THAT are consistent with the general purposes and  
29 objectives of this chapter.

30 8. Notwithstanding section 41-1553.05, subsection A, provide staff  
31 support to the Arizona international development authority.

32 C. The department shall not advocate or take a position on any special  
33 direct tax on any resident of this state for a sports facility or venue.